Presence

App. F IX-4

1928. (one)

File No. 63-28

Serial Nos. 302144

Previous References
Gen 84-25-18187
Jan 85-21 & 47244 9

Later References
Gen 66-32 (39857)
" 63-22-200, 206
" 59-33-48, 55

General and Revenue Secretariat.

Serial Nos.

Part B for April 29

SUBJECT

Bye laws framed by the Holen anjuman municipal Council for the levy of tolls and to establish toll-gates within municipal limits

144 30, The D C Hasan
No L 7078/d 24 & 29
Sanctions the Bye laws with certain modifications

25-29

L 1948

App. F III—2]

General and Revenue Secretariat | Mill File No 63 of 1928

Serial No.	
30	Letter no Rwe 459/28-29 dated 30/6/29 from the Deputy Commr of Hassan Location District forwarding for Sanction the draft bye-laws framed by the Holenarasipur Mill for the levy of tolls and to establish toll-gates within the municipal limits. 1 The municipal Council before to establish toll-gates within the municipal limits In the Notification published by the Mill, mention has been made of the bye-laws and nothing about the opening of toll-gates. 2 The formalities required under Sec 60 of the Mdrgn do not seem to have been observed in regard to the opening of toll-gates 3 Under the Mdrgn the Mill need not frame bye-laws for regulating the levy It is sufficient if they incorporate the rates in the Schedule of taxes if they have any framed under Sec 46 of the Mgn. If approved the Mill will be informed accordingly and may be asked to frame rules on the lines of those approved in the case of Seringapatam and Kanakapura after observing the formalities required under Sec 60 of the Mdrgn Submitted for orders.

Schedule IV cl(b) Sec(60)

Note—Contin. sheet

17 [illegible]

[illegible] 21-8-29

General and Revenue Secretariat | File No | of 192

Serial No.

4 The Mandal may also be enquired whether they are agreeable to levy half the rate when the lorries have been hired on a vehicle which has to go another 2 Mgals (both Prool or Mandal) within 25 miles. The byelaws are required for 2 Mgals like rate in another file.

5 Thereafter, the Mandal have adopted for all the Schedule, the rate prescribed for both Prool & Prool-Gals undertaking plowing the rate prescribed in the Schedule to the Mandal Regulations. They have therefore to revise the Schedule of his rate not exceeding or more the maximum prescribed for the several classes therein

(Asst Secretary) 26/11

OFFICE OF THE SECOND MEMBER OF COUNCIL
20 NOV. 1926
No. 3944

6 Please see my orders on the file re Tapplam Toll gates.

Take similar action in this case also.

27/11

7 When the time for the rate can be adopted with reference to the rate sanctioned for different Schedules adopted by a Schedule adopting the rate in the Clause for which rate or a different rate for different classes of the rate prescribed for the rate

NOTE—Contn. sheet

WD 021—GPS—30,000—21-2-25

Serial No.

2 A statement showing the rates fixed in the Schedule II of the rules, where prevailing in Bangalore & Mysore cities, those sanctioned for Shimoga municipality and those proposed for Tiptur is put up

4 The rates proposed by the Hole-Narsipur rules, are mostly lower than the rates and some are less. If approved the schedule may be corrected according to the rates fixed for Shimoga municipality

5 The comparative list need by Mr. Nadi is for consideration, as there is no provision for such comparison under the Act just at present

6 11-1-40 To Phan put up a statement according to the rules adopted for Shimoga early

20/1/40

11 The schedule has been duly corrected according to the rates sanctioned for Shimoga municipality for each of the items mentioned therein. For other items the rates are in accordance with those prescribed in Schedule II of the Act

4 Items 15 to 18 of the schedule attached to the Regulations have to be omitted perhaps as they do not find a place in Schedule II

As regards the composition of tolls — the municipal council may do so only when the new Regulations framing for the same is framed and sanctioned. Such

NOTE—Contn. sheet

General and Revenue Secretariat | Confl File No. 6 of 192 P.

Serial No.

if they want to do so before that, they may perhaps do so but they have to reduce the rate fixed therefor for the sake of sale and the composite fee fixed and those adopted for provincial hackney and it is not desirable to follow the same for manufacturers also the rate of sale per day on every motor bus cannot have been proposed to be one & annas per day and the composite fee must may first should not exceed 1/2 of the total amount of fee leviable on a vehicle throughout the year. If it were to pass that one pie per day it is therefore suggested that the municipal Council may be advised to fix a fee not exceeding [illegible] for a motor bus [illegible] motor car per annum. If it were to pass the [illegible] year one a [illegible] day—

Qs no 1 Govt to 114-7-5
D 2-11-07

In a small area I think the max composition fee should be 1/2 the [illegible] value if it were [illegible] rate on which

CRY 9/3

The suggestion made in the above paras 11 and 12 are submitted for consideration & orders. with reference to para 6 above.

(Illegible)

Please bring up in person.

CRY 9/3

15 FEB. 1913

NOTE—Contn. sheet

General and Revenue Secretariat | File No. | of 192

Serial No.

The Member was pleased to say that the same principle as that adopted for Cantonments Act may be adopted for Municipalities Act & Mhow case be in Rural areas

Mean instruct a draft accordingly & also draft the amendment as noted

27/3

Submitted with a draft for approval

27/3 The Cantonments fee has not been fixed for motor cars, for Dist Boards toll gates. A revised draft is submitted

Please submit to Hy. Secretary's office 27.3.24

Mean Office as noted

27/3

Submitted with a typed draft

30/3/24

2nd Member 2/4

13/4

Done

16/4

GEN & REV SECT 1 MAY 1924

NOTE—Copies of papers to be kept for Cantonments, Municipalities and Cantonment Magistrates & Notified Areas

WD 031—GPB—30,000—21-8-23

Schedule of maximum rates of toll provided in the Municipal Regulation.

	Rs.	As.	
On every motor bus.	2	0	
On every motor car	1	0	
On every motor cycle	0	8	
On every four-wheeled vehicles with springs.	0	8	
On every jutka,hackery or cart laden.	0	4	
On every jutka,hackery or cart not laden	0	2	
On every other vehicle with springs,and every palanquin,bicycle or tricycle	0	4	
On every buffalo,Bull,Bullock,cow or ass,laden or ridden,& on every horse under thirteen hands and every mule	0	1	3
On every horse not under thirteen hands	0	2	6
On every elephant	1	0	0
On every camel	0	4	3

1. On every four [illegible] carri[illegible] springs.
2. On every two wheeled [illegible] springs.
3. On every Ju or cart d men, bullocks,he mules.(
4. do. (
5. On every
6. do
7 do.
8. do Bicycle Tricycle.

ANIMALS.-

1. On every b Bull,mule Bullock.(
2 On every h 15 hands.
3 do.under
4 do. e
5. do.

Rates sanctioned — Shikarpur

Govt no 4573 dated 20 July 91

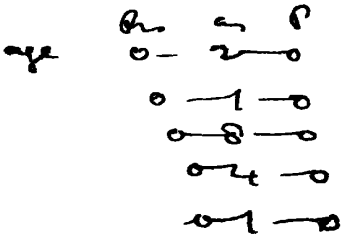
	Rate
Cart or Jutka laden	0-3-0
one - unladen	0-1-0
Ox or horse laden	0-1-0
Ass or mule laden	0 0 6
Motor bus or lorry	0-6-0
Motor car	0-4-0
Motor cycle	0-3-0
Four wheels carriage with springs	0-3-0
Bicycle or tricycle	0-1-0

Every
Empty

of rates of toll [illegible]
angalore & Mysore City
ties of :-

ore.		Mysore.		
As.	P	Rs.	As.	P
4	[illegible]	[illegible]	6	0
[illegible]	0	[illegible]	3	0
4	0	0	3	0
[illegible]	0	0	2	0
[illegible]	0	0	4	0
4	0	[illegible]	3	0
4	0	0	3	0
2	0	0	1	6
0	6	0	0	0
1	0	0	1	6
0	6	0	0	0
0	0	0	12	0
1	0	0	1	6

for Telphin.



4

Roc 459 98/
one file

OFFICE OF THE DEPUTY COMMISSIONER
HASSAN DISTRICT
Dated Hassan the 30th October *192*

FROM

S Abdul Wajid, ESQUIRE, B A.,
DEPUTY COMMISSIONER, HASSAN DISTRICT

GEN & REV SECTT.
5 OCT
L S G BRANCH
1948

To

R Ranga Rao, ESQUIRE B
General
SECRETARY TO THE GOVERNMENT OF
H H THE MAHARAJA OF MYSORE BANGALORE

RG 5/11
RG 5/11
5/11

SIR

I have the honour to state that the Holenarasipur Town Municipal Council propose to establish toll gate within the municipal limits and have submitted draft byelaws in that behalf for sanction The said draft bye laws together with the vernacular correspondence ending with the municipal President's C 63- 3 dated 1 -10-48 are forwarded herewith for favour of orders of Government

From the vernacular correspondence it is seen that the draft byelaws were published locally and objections called for from the public, but none have been received so far The President states that the establishment of a Toll Gate is necessary in the interests of Municipal Revenue, which is at present quite inadequate to meet the present heavy demands of the Municipality consequent upon the several commitments made by the Municipal Council on account of contribution for the maintenance of the Maternity, construction of the new Cess Fund Dispensary building etc He requests that the byelaws may be approved and the Municipal Council permitted to open the Toll Gate

But, I see that there is already a District Board Toll Gate Established on the Hemavathi river bridge close to the Holenarasipur Town on the Hassan - Yelwal Road The

The frontier Toll Gate near Mallipatna is about 22 miles from Holenarasipur, and I am doubtful whether another Toll Gate ma be established at Holenarasipur within a distance of 25 miles from the other existing toll gates. The Municipal Council bring to notice that the Government had sanctioned the establishment of a Municipal Toll Gate within the Municipal limits in their order No 4066/M1 185-16-2 dated 28-12-1916 and it worked for some time but was suspended owing to the complaint of the public it is argued by the Council that the Toll Gate should not be taken as a new one and that their present proposal meant only the revival of the one already sanctioned

The Municipal Revenue is at present very poor and if the Toll Gate should be established as proposed by the Municipal Council, it would go a great way to improve the resources of the Municipality I request that you will be so good as to place the matter before Government and communicate their orders on the subject at an early date

I have the honour to be,
Sir,
Your most obedient servant,

for Deputy Commissioner,
Hassan District.

(Absent from head quarters)

I.S D.

municipal council for the collection of daily Tolls on incoming traffic under Government order dt-d 8795 814-L B 49-25-28, dated 9th June 1927 and under Section (a) 81 A (1) & (2) (b) of the Mysore Municipal Regulation of 1906 as amended by Regulation IV of 1926

1 The Toll-gate stations for the purpose of collection of tolls shall be the municipal limits

2 The Toll-gates shall be called "the Town Municipal Toll-gates"

3 No incoming traffic mentioned in Schedule I and liable to the payment of Toll shall enter municipal limits except by one of the Toll gates mentioned in the Schedule II and under -

(I) The Chennapatna Toll gate on the Bangalore Road

(II) The municipal Toll gate on the Kollegal Road

(III) The municipal Toll-gate on the Channarayapatna Road.

(IV) The municipal Toll gate on the Arkalgud Road -

(V) Kalle-Mysore Toll-gate

The Municipal Toll gate on the Devaraya Road.

(VI) The Seethekal Shandy Road - Toll gate

(VIII) The Tollgate on the main State Road

(VIII) The gate on the Town station road

(IX) (Any other road or Passage, which the council deems fit for the location of such Toll-gates

4 [illegible] shall have
power to change, add to or combine the
existing toll-gates of any concession that
such a course is necessary for proper
collection of tolls

5 Tolls shall be imposed and collected
on all horses, motor cars, bicycles
or carriages or carts and animals used
as beasts of burden, at such rates and
such gates as are enacted in Schedule I
annexed hereto under

6 No Tolls shall be levied on through
traffic

7 A table of authorized tolls shall be
legibly written in English and Kanaka
and shall be put up in a conspicuous
place near the toll gates

8 Every owner, or person who is for
the time being in possession or use of
any horse, car, bicycle, tricycle, carriage
or cart or any other vehicle or any beast
of burden, shall be bound to stop at the
first toll-gate of ruling route the
horse towards which he desires
to pass

9 Every such owner or person in possession
for the time being of any such horse, car
bicycle, tricycle, carriage or cart or other
any other vehicle or any beast of burden
shall be bound to give all necessary and true
explanations from time to time and
upon demand to the toll-collector, to the person
in charge of the toll-gate

10 Upon refusal or neglect to pay, the person
in charge of the toll-gate, may detain the

the owner or user of any bus etc is liable to pay toll such owner or user, shall pay such toll, at the pro-rated rates but if he considers that the owner or user entitled for exemption, after looking into papers or permit, if any, the person in charge of the toll shall permit him to proceed.

11 The person in charge of the toll-gate shall give the person paying the toll a proper receipt showing the amount received and the date and hour of payment.

12 Animals, drawing any carriage or cart or any other vehicle, for which toll may be demanded, shall not also be charged separately with toll

13 No Toll shall be taken for the passage of the carriages carts, animals etc.

(i) Belonging to the municipal council

(ii) Conveying the municipal servants orderly or properly on the custody of such servants

(iii) Passed by the Municipal council

(iv) Passed by the municipal council to municipal function provided the toll has been paid in advance.

(v) passed by a person who has compounded with municipal council for passages from an agreement as such public officers by Government

(vi) Engaged by the Postal department ordinarily in convey mails

(vii) Belonging to Honourable the Resident Resident in Mysore and has Staff in order the Secretary to the Resident, the Residency Surgeon and the Personal Assistant to the Resident

(v) Belonging to Government Servants
travelling on duty who are subject by
their acceptance immediate Superiors to
being put to subsist to travelling allowance
(vi) Belonging to the Queen of Abyssinia.
(vii) Belonging to the Highness the Maharaja
of the Highness the Yuvaraja of Mysore.
(viii) Belonging to the heads of such schools
as may be declared by competent authority
(ix) No title shall be issued on foot passengers
(x) No title shall be issued on any conveyance
used for ambulance purpose.
(xi) No title shall be issued for the passage of
military troops or military stores or equipage
or of police officers on duty or of any person
or property in their custody or of any property
bonafide belonging to Government, on establishing
where proof is required by the production
of a pass or certificate from any officer of
the department to which the property
belongs, authorized by the Deputy Commissioner
or by Government to grant such certificates
or by Government to grant such certificates
on passes, on which pass or certificate shall be
endorsed, on the back of the toll-gate pass before
the cart, carriage, or animals, conveying
such property is reached the destination
noted on such pass or certificate.

16 No title shall be issued after sunset
on any cart etc passing along the
toll gate, of within a space of 24 hours
on title shall be collected there on
[illegible] after sunset

Mysore State, or a toll gate on Bridge [illegible]
in respect of which the Government have
issued recipients for exemption in con-
sultation with the British authorities

17 Carts laden with bone or other substances
or manure shall be treated as unladen and toll
accordingly.

18 No toll shall be levied on carts used
for agricultural purpose or carts carrying
manure for agriculture belonging to the inhabi-
tants of the village or town within five
miles from the limits of which the toll
gate is established.

19 The British military officers in
uniform passing on duty through the
state are exempted from payment of tolls

20 The Government carts belonging
to the Amrut mahal department moving
about from place to place within the limits
in connection with the department with
the necessary permits by the Superintendent
Amrut Mahal department are exempted
from payment of tolls

21 No exemption shall be claimed on
traffic from payment of toll on account
of the peculiar situation of the toll-gate
or the special requirements of the people
near the toll gate unless specially directed
by Government.

22 The right to collect tolls may be
sold either by public auction, or by
private contract by the consent of both
parties.

23 The person in charge of the collection
of toll shall be bound to maintain a proper
account of the daily collection and
traffic passing through the [illegible]

for inspection
whenever called upon by the President,
Vice President or Councillors

24. All persons employed in the work of the collection of Tolls, must be courteous and well behaved towards the public carrying on traffic. Any instance of incivility shall be severely noticed by the President or Vice President

Compounding System

25 || The municipal council may compound for a period not exceeding one year at a time, with any person for a sum to be fixed in accordance with a scale prescribed in the Schedule I or 5 to be paid monthly, Quarterly, or half yearly in advance in lieu of all tolls payable in respect of any vehicle or animal belonging to such person and issue a pass as per Appendix A for the free admittance of the vehicle, or animal within the limits of the municipality provided that the sum charged shall not be less than one half of the amount which such person would have been liable to pay if the vehicle or animal had to pay toll once every day during the period for which the pass is issued.

26. Any person desiring to compound shall present an application in writing stating the period for which he desires to compound and shall deposit along with the application an amount not less than one sixty five percent of the total sum which may be due from him for the period claimed by him computed at the rate specified in the Schedule. The President or Vice President may

and the person after such composition
shall pay up the balance of the compound
fee in three equal instalments within the
period for which he compounded In default
of payment of any such instalment such
person shall be liable to pay the Daily
Toll as per Schedule rates from the date
of such default

27 Any person before the expiry of
the period mentioned in the permit
may apply in writing to the Presi or
Vice President for the renewal of the
permit followed as usual by a depo t
mentioned herein before In such cases
the President or Vice President may
renew the permit

28 Whenever any such person who
has compounded for detention fees fails
to discontinue to run his vehicle or cancel
within the period he may apply for the
refund of the balance of money of any
paid by him in advance and on sufficient
cause being shown the President or
Vice President may refund the excess
the amount of any paid by him provided
that no refund shall be allowed for a
sum less than the 1/3 of the aggregate
amount due for a period for which
the composition is effected All applic-
ations for such refund shall be presented
within 15 days from the date of such
discontinuance after lapse of which
any such claims shall not be considered

Penalty

the same circumstances as what occurs

29. All the provisions of Sections 23, 24(a) 24 B. of the Municipal Regulation of 1927 shall mutatis and mutandis apply to the person who fails to pay regularly the instalments of composite fee.

General.

30. If the toll is sold by public auction the composite fee collected by the President or Vice President should be held at the credit of the contractor of any and adjusted towards the dues in the final instalment or instalment for the year.

31 Any person who violates or commits breach under Regulations 8, 9, 10, shall render himself liable before a Magistrate, to a fine which may extend to Rs 20/-

32 And also, the person who refuses to stop or give information or pay toll, under Regulations 8, 9, 10 the person authorised to collect such toll at such Toll-gate, may stop such bullock cart, carriage or animal & report the fact to the President or Vice President who shall dispose of it under Section 79 of the municipal Regulation

Appendix

Forms of the person or persons full description of his address

Serial No	Vehicle No	Description	Purpose for which composite	Amount due	Amount received

Witness with full Remarks and address

K. Narasimhaiah

Vice PRESIDENT,
HOLENARSIPUR MUNICIPALITY

Signature of the President or Vice President

Syed Abdul Qadir

PRESIDENT,
HOLENARSIPUR MUNICIPALITY

3-8-1928

Schedule I

No	Items	Amount
1(a)	On every four wheeled motor vehicle constructed to carry less than ten persons per day	1 - -
(b)	Composite fee in respect of the above per annum	200 - -
(4)	On every other four wheeled motor vehicle per day	2 - -
(b)	Composite fee in respect of the above per annum	400 - -
2	Motor cycle or cycle or without side car per day	- 4 -
3	Ordinary cycle or hand cycle - do -	- 2 -
4	Four wheeled vehicle with Springs - do -	- 8 -
5	Two wheeled Carriages on springs other than jaths or ekka per day	- 4 -
6	Jatka, hackney or cart laden - do -	- 2 -
7	do - not laden - do -	- 1 -
8	Cart or other vehicle drawn by bullocks, buffaloes, horses, asses or mules if laden per day	1 - -
9	do - if not laden - do -	- 8 -
10	Buffalo, bull, bullock, cow, or ass laden or pack, on every horse carrying timber	- 1 -
11	do - not laden or not used for carrying timber (Sunday)	- - 6
12	do - Horse not exceeding 12 hands (Sunday)	- 1 -
13	do - Elephant. - do -	1 - -
14	do - Camel. - do -	- 4 -
15	do Loaded bullock cart drawn by 2 bullocks - - } do -	2 8 -
16	do - not laden - do	- 1 -
17	do - Single bullock cart loaded - do	- 1 6
18	do - unloaded do	- - 9

M K Narasimhiah
PRESIDENT,
HOLENARASIPUR MUNICIPALITY

Syed Ahmed Ali
PRESIDENT,
HOLENARASIPUR MUNICIPALITY

Proceedings of the Government of H
he Maharaja of Mysore

R e a d -

Letter o P O C 459/28- 9 dat d the 30th Octoler 19c8 from the Deputy Commr Hassan Distr ct forwarding for sanct on the draft bye-laws framed b/ the Hole-narasipur Municipal Council for regulatin the establishment of toll-gates within the Municipal limits

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ORDER No L 7078 / Bye Laws Cess

Dated Bangalore the 4- 19c9

The bye-laws are sanctioned + the followin modif cations and verbal alt+era-tions made therein The ra e of toll f xe for some of the items mentioned in the sche-dule have been revised as corrected in the copy appended Items 15 to 18 of the - - - schedule have to be omitted as they do not find a place in schedule II of the Municipal Regulation

As regards compesition of tolls the Municipal Council may do so only when the new Regulation is passed into law and in -- doing so they may adopt in regard to vehicles other than moter vehicles the same rate as that fixed for District Board toll-gates (vide (G O No L 600-7/L B 114-07-5 dated 21-12-'07 The composition fee for motor vehicles should be the same as that adopted for such vehi-cles in a District Board area also T h e

19

The latter question is under consideration separately and the fee for these vehicles in the municipality ~~Council~~ should await orders on the above question

The other bye-laws do not call for remarks The bye-laws may be got printed and a dozen copies sent to this office for reference

24/4 General Secretary to Government

To

The Deputy Commissioner Hassan His with a copy of the sanctioned bye-la

R 1
30/3